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ALAN D. WILKINS
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Laurie Marie Laskey, IN PRO PER

In The United States District Court
For The Northern District Of California

Laurie Marie Laskey
Plaintiff,

vs.

Microsoft Corporation
Defendant

) Case No.: CV-08-1465-JCS
)
) Case Management Statement
)
) Hon. William Aslup
)
)
)
)
)

Case Management Statement

1. **Jurisdiction and Service:** Jurisdiction: This happened to me in California. Service has been completed.

2. **Facts:** Microsoft maintained faulty servers. Faulty servers created an obstruction of justice. Faulty servers created premises liability. Faulty servers are the cause of negligence. My information was not routed via routers and filters per the internet protocols. Microsoft is not in compliance with RFC1173. Microsoft is in breach of their contract with the agency that issued its IP numbers. Phone fraud. The faulty servers create security breaches and Mass Tort; I have evidence and am injured because of this.

3. **Legal Issues:** RFC1918 Item #6 indicates the following: Security measures are not discussed. Information in regards to this appears on my computer(s). The related cases currently filed in the Superior Court of Sonoma County and the United States District Court out line most of the problems I am faced with. I became a security measure. If you

are part of an ongoing investigation is there a statute? RFC1173 indicates issues like this end up in court. I've had to investigate it because 1) it happened to me and 2) I couldn't tell who was part of the investigation and who was hacking, I didn't want to jeopardize anything. I understood I had a problem with hacker(s) but I didn't realize that the hackers were taking advantage of the faults therefore I also have a problem with the investigative efforts. After I figured out how they were hacking (split tunneling) I then realized that the server reports were evidence. When you are an Identity Theft victim you have to work backwards. It takes time and it's not a pleasant task. I was told not to give out my social security number, since I am not a lawyer I don't know about the legal issues. I could not file a complaint about it until I could explain it and I couldn't explain it until I could match my evidence to something. There is a rule for discovery and the more I investigate the more I discover. I discovered RFC1173 on 3-1-2008 (someone added the date feature to the bottom right hand corner of the print outs). **It is still on my computer.** I'm assuming the only way to remove it is to receive a judgment in a California court of law. RCN mentioned patent infringement I didn't know about that.

4. Motions: Possibly discovery to remain open. I will need more time to compile my expenses. I have to go back eight years +/- (I couldn't (can't) do all of this and keep track of everything at the same time. I would have had to wear a tablet around my neck. Since someone added the date feature to the bottom of the print outs I can use that to calculate mileage). I can't learn how to be a lawyer over night, this is a lot for me to do so having to try and learn all of the rules etc. will take me longer and possibly require additional time. At this time none.

5. Amendment of Pleadings: None at this time. If I need to I would need to be directed to do so. If amendment is required then a proposed deadline can be determined at that time.

6. Evidence Preservation: I have agreed to preserve my evidence. I read the court documents about that and understand it's serious if you don't. I don't have anything from Microsoft indicating that they are in agreement with this. When computers are involved preservation of evidence is quite involved. I don't know what will be required from Microsoft so discovery should remain open. I do know it involves the servers and Microsoft's clients. **[User] Name=icw5@gn.microsoft.com Password=icw5** shows up on my computer? I don't know who icw5 is or why they have a password on my computer? America Online indicated to me during my deposition that they want to know who the hackers are. The other companies involved have also indicated as much. Sign on names appear on my computer? Microsoft is one of the registered agents. Microsoft couldn't believe I asked for this information. Microsoft told me that it was not their responsibility. If they don't provide it would that be an obstruction of justice? I have to ask. Possibly the Judge could order them to provide it?

7. Disclosures: To the best of my ability I have complied and will continue to do so.

8. Discovery: See items mentioned in #6. I don't know how long it will take. Discovery should remain open. I don't know of any other case like this. The RFC's pertain and I don't know if I need to print them all out or just the ones that pertain? In order to produce the hackers and maintain a system for public safety this is important. Microsoft indicated that they have millions of servers and that it would be inconvenient to provide all the reports. Since my evidence does not indicate which Microsoft server was utilized and Microsoft doesn't know then Microsoft will have to provide all of the DNS and server maintenance reports. This would not have happened to me if the servers were properly maintained. RCN's discovery process might help narrow that down? Who are they and where do they work? Possibly the Court will need to intervene on our behalf in order to obtain that information. Based on there contract agreement that might not be necessary. If you build a building you are provided with a set of guide lines (a contract, plans and specifications). If you don't follow those guide lines parts of the building will need to be condemned for public safety. This is the nature of my case. I didn't know.

1 9. **Class Actions:** Most likely this case is class action. I did call the FTC and ask for
 2 help they have the statistics for online identity theft victims. For now I am not able to
 3 prove class action. Possibly that might unfold during discovery? Microsoft has millions of
 4 servers and therefore millions of people's information has passed through them. We need to
 see the server reports or possibly I'm not asking for the correct information here?
 Possibly Microsoft would like to volunteer the correct format needed to determine this?

5 10. **Related Cases:** United States District Court case# 3:08-CV-01333 WHA. Superior Court of
 Sonoma County case numbers
 6 242027, 242290, 242043, 242079, 242073, 242289, 242081, 242291, 242078, 242288, 242170, 242050, 242051
 , 242071, 242051, 242054, 242071, 242062, 242887, 242779, 242774.

7 11. **Relief:** I am currently working on this task. I need some additional guidance in this
 8 area because I don't know how to calculate:

- 9 1) "Medical for Life"
- 10 2) "Someone's salary at my CPA's office to manage my paper work for life"
- 11 3) "Legal fees that I will have to pay if I can find a law firm that is willing to help
 me"
- 12 4) "Court costs because once a settlement agreement is reached I have to notify the court
 and pay the fees"
- 13 5) "Legal fees in general in case it is determined that I have to pay the legal fees back
 in regards to any of the cases filed (Shiloh Group contends landlords are not liable. Yet
 RFC1173 indicates that if you have a network you have to have a network administrator. So
 unless my employer indicates that that is part of his job title we didn't have a network
 administrator at work. I don't know if the Shiloh Group has a network administrator for
 the building and or buildings where I worked) since I don't know the laws that pertain to
 this requirement in regards to companies phone lines within other companies buildings this
 could happen to me and I need that possibility included"
- 14 6) "Fees associated with obtaining new laws so that this doesn't happen to anyone else"
- 15 7) "Legal fees which could include forensic accounting fees and other expert's fees
 basically any and all fees to my family law attorney's office to unravel any wrong doing
 in the retirement account(s) if washing of the account(s) took place by others"
- 16 8) "Since I have uncovered multiple companies that have contributed to my injury I don't
 understand how to calculate percentage of liability and or liability in general"
- 17 9) "Since my case involves **blatant disregard to stock holders** and the possibility that the
 companies will lose their privilege to do business online. Also if anyone lost their job
 because of the improper maintenance of the servers, was or will be sent to prison, is
 fined and loses their ability to obtain employment or work on or with computers, loss of
 ability to do business online, provide online services, etc. all of which could happen
 because of my injury I can only imagine how some people will react to that and to me.
 These items are listed on the web site for the San Jose Sheriffs Department in regards to
 phone fraud and online identity theft. It is also outlined in the contract agreement
 between the companies and the Internet Assigned Numbers Authority's. Should that happen
 the media will want to know why and then the media will want to know about me. These are
 some of my concerns. Therefore I don't know how to calculate having privacy and safety
 for life. This would also include my family members (I've had to list where they live in
 the legal documents) I'm sure my parents would not enjoy having the news teams in their
 front yard. This was ever so present in my ability to have a basic conversation with the
 Owner of the Inn in Sonoma where my deposition took place with Reed Smith in regards to
 Laskey v America Online. In the course of our conversation she mentioned that her son
 worked for CISCO. CISCO has an open condition in their server. How am I to have a normal
 life after this? How is that calculated?
- 18 10) I have loss of use of property. I don't know how to calculate what my property would
 have been worth if I hadn't been forced to sell it. Long term effects of my injury.

11) Since I was fired from my family law firm because of the sensationalism of my case. I had to cash in my retirement account to pay additional legal fees in order to obtain a new lawyer. I don't know how to calculate what my retirement account could have been.

12) I don't know how to calculate what my Social Security payments would be based on a normal date of my retirement.

13) Cost of Discovery I have my receipts, bank statements.

14) Medical to date I have my receipts and bank statements.

15) Mileage I need to reconstruct my life for the past eight years +/- and calculate this.

16) Loss of use of income

17) Loss of employment. This can be calculated based on my hourly wage, times a 40 hour work week, plus retirement which was based on the local union contract rate for the electricians per hour. I don't know how to adjust the rates based on raises, bonuses and additions made to the union contract agreement. I need help with the calculations in regards to the long term projections.

18) I know that there are companies who do long term disability projections. I don't know what they would charge for that service. Currently I cannot afford that.

19) Loss of credit, since I was told not to give out my social security number I am unable to obtain credit. I don't know how to calculate that.

20) Since I was told not to give out my social security number I am unable to obtain employment. I don't know how to calculate that.

21) In the event any of the companies or agencies have expenses from investigation efforts which require reimbursement I wouldn't know how to calculate that. They should be reimbursed.

22) I haven't had time to apply for a fee waiver in the United States District Court therefore I don't know what the fees are currently involved or if there is a time limit to apply.

23) I don't know how to calculate therapy for life.

24) The loss of use of my State Disability funds there was a lien filed on my Workman's Compensation claim. I would like those funds replaced. I have a copy of the lien amount.

25) Kaiser needs to be paid. I have a copy of that amount.

26) Sutter Medical needs to be paid. I have a copy of that amount.

27) The ability to travel from North Carolina to Sonoma County for court dates and the costs associated with same.

28) The ability to travel from North Carolina to San Francisco for court dates and the costs associated with same. I read on one of the web sites that there is a program that helps Federal witnesses with expenses. I don't know if I qualify for that.

29) The ability to afford the time, effort and expense of furnishing all of my evidence and or documents and being able to do all of this. I don't know how to calculate that.

30) Reimbursement for the higher legal fees I had to pay during the dissolution of my marriage because of this.

31) Reimbursement of any damages and or expenses that my family law and CPA offices suffered. I've known my CPA for 27 years now +/- and I relive that day in her office when I turned in the rest of my documents. So I know something is seriously wrong when someone that you care about and who cares about you has to endure something like this. I don't know how to calculate that.

This is all that I can think of at this time. I have a worksheet that I am entering my expenses onto which some what follows the outline based on the Federal Courts website for keeping track of your expenses for court. I will require some guidance and assistance in regards to the long term and overall calculations.

12. **Settlement and ADR:** Prospects for settlement. Microsoft counsel has indicated to me that they were not involved in any investigation efforts. I would like that in writing as soon as possible. It should be reflected in there case management statement. There is a file on my laptop computer that I just looked at prior to flying back to California. In the body of the file it says "It's not Microsoft"? Why would that show up on my computer? Microsoft agents appear on my computer? I'm assuming that's who they are. A description of key discovery or motions necessary to position the parties to negotiate a resolution

1 include Microsoft's DNS reports, Microsoft's maintenance reports for their servers,
2 Microsoft's clients list, type of phone issued to Microsoft's network administrator,
3 contact information for icw5@gn.msn.com, Microsoft's contract agreement with the agency
4 and or agencies that issued Microsoft's IP numbers, Microsoft's contract agreements with
5 their clients, What happened to me when I went online, Does Microsoft offer remote
6 connection services? Microsoft's contract agreement with Adobe, Microsoft's contract
7 agreement with Intel, Microsoft's contract agreement with America Online, That is all that
8 I can think of at this time.

9 **13. Consent to Magistrate Judge for All Purposes:** I have worked hard on all of this and
10 have waited many years to be able to do just that. I look forward to being able to present
11 this to a Judge if a Magistrate Judge is the most cost effective method possible, I give
12 my consent.

13 **14. Other References:** I don't understand about these issues.

14 **15. Narrowing of Issues:** I am willing to settle on as many issues as possible and
15 bifurcate if necessary. Defendant can voluntarily provide their contract agreement(s) for
16 review by the Judge. The Judge can review the Defendants contract agreement(s) and server
17 reports, the evidence and the issues can then be narrowed and or redirected. I would like
18 to get on with my life.

19 **16. Expedited Schedule:** The longer it takes the more people are injured. The companies
20 will want to prolong the schedule because that allows them time. If they restructure or
21 file for bankruptcy would that be considered an obstruction of justice? I don't understand
22 the laws about all of that and since the possibility exists that that could happen I am
23 open to an expedited schedule. I read on the Secretary of the State of California's
24 website that if that does happen and I have a judgment that the State of California can
25 freeze assets, and take over their property on a plaintiffs behalf. This involves more
26 time out of my life and additional expense to the State. Since I don't have Counsel I
27 don't know how all of this would effect my rights or if I'm being taken advantage of. I
28 was only able to investigate all of this, this far. It's taken me this long; I don't have
the ability to research every company. I would like to get on with my life. I am open to
an expedited schedule.

17. Scheduling: Minz Levin has indicated that one of my documents is an indication of
paten infringement? I was not aware of that. The proposed dates that are going to be
presented outline discovery cutoff by July of 2008? The document in question listed AT&T
and EBM2000. I don't understand why Minz Levin was concerned with a paten infringement
between two other companies which would require additional discovery? Also mentioned was
the possibility of expert witnesses that might require an interpreter? Microsoft's counsel
participated in that conversation and seemed to be in agreement? So narrowing of issues
needs to be done before a schedule can be determined. I have evidence that I don't know is
evidence and that I don't understand. I had to file the complaints to fight for my rights
yet I also understand after the deposition(s) that I might also have to testify on behalf
of the Defendant(s). This will require scheduling between the two courts. How did this
happen to me?


18. Trail: My evidence reflects a signature (somebody doing something they shouldn't be
doing and getting away with it because of the negligence of others) it's the same as a
finger print, and or DNA. DNA is stored for years and run through the data base every so
often to see if it matches anyone. When a match is found that person is then arrested. My
evidence is like DNA. Everyone's been on line or used a computer. I'm open to either
option.

19. Disclosure of Non-party Interested Entities or Persons: I have not yet filed the
"Certification of Interested Entities or Persons" required by Civil Local Rule 3-16. I

1 will work on that shortly. I've tried to list everything. In regards to (ii) **any other**
2 **kind of interest that could be substantially affected by the outcome of the proceeding.** My
3 friends, family, co-workers, clients etc that I emailed might also have been injured. Any
4 of the companies I sent a fax transmission to might also have been injured. Anyone whose
5 information wasn't routed properly while online might also have been injured by this. I
6 don't know what kind of expert witness to call in regards to all of this.

7 **20. Such other matters as may facilitate the just, speedy and inexpensive disposition of**
8 **this matter.** I can't afford a lawyer until a settlement is reached. I was informed by
9 legal aid that the amount of my social security income is over the allowed limit for
10 services. Is it possible for the court to appoint someone that can help me? RFC1173
11 indicates that my internet service provider(s) (AOL and JUNO) could have simply contacted
12 me and told me that there was a problem and that they were going to cancel my service
13 because of it. How come that didn't happen? It would be nice at this point to have a
14 speedy and inexpensive disposition of this matter. Possibly once the Judge reviews the
15 documents he can award an amount that would enable me to gain my independence back, not
16 have to worry about my future, my safety, my family, and would cover my life long expenses
17 and provide me with a judgment.

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DATED: June 2, 2008


Laurie Marie Laskey
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